## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

RACHEL GNIEWKOWSKI, et al.,

Plaintiffs,

VS.

CASE NO. 2:16-cv-1898-AJS

LETTUCE ENTERTAIN YOU ENTERPRISES, INC.,

Defendant.

## STIPULATION OF DISMISSAL

Plaintiffs, Rachel Gniewkowski, Access Now, Inc., and R. David New, and Defendant, Lettuce Entertain You Enterprises, Inc., by and through their undersigned counsel and pursuant to Fed. R. Civ. P. 41(a)(1)(A) hereby stipulate that:

- 1. This action shall be DISMISSED, with prejudice; and
- 2. Each party shall bear their own costs and fees, including attorneys' fees, incurred in connection with this action.

Respectfully submitted,

/s/ Benjamin J. Sweet

Benjamin J. Sweet

Carlson Lynch Sweet Kilpela & Carpenter, LLC

1133 Penn Avenue, 5<sup>th</sup> Floor Pittsburgh, PA 15222

Telephone: (412) 322-9243

bsweet@carlsonlynch.com

Attorney for Plaintiffs

/s/ Mark T. Phillis

Mark T. Phillis

Littler Mendelson, P.C.

625 Liberty Avenue, 26<sup>th</sup> Floor

Pittsburgh, PA 15222

Telephone: (412) 201-7636

mphillis@littler.com

Attorney for Defendant